

AFFIDAVIT OF
JEFFREY F. CALDWELL
09/08/2020

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

Michael "Dalton" Bickley,

C.A. NO.: 3:19-cv-02598-SAL

Plaintiff,

v.

Lexington County School District 1; South Carolina Board of Education; South Carolina High School League; Lexington Baseball Club,

Defendants.

AFFIDAVIT OF JEFFREY F. CALDWELL

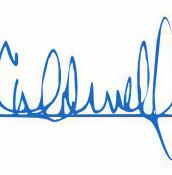
PERSONALLY APPEARED BEFORE ME, the undersigned, Jeffrey F. Caldwell, being duly sworn according to the law, depose and say as follows:

1. I have been employed by Lexington County School District One ("the District"), for a total of 31 years. For the last 3.5 years I have been the District's Chief Student Services Officer. Prior to that, I served as the Director of Student Services of 10.5 years.
2. In my current role, I oversee and am responsible for several departments, including the Department of Student Administration. The Department of Student Administration is responsible for processing recommendations for student expulsions. The Department of Student Administration is also responsible for all records related to student expulsions, including, in this case, Mr. Bickley's discipline records, which are attached as Exhibit A to this Affidavit. As such, I am the custodian of those records. These records are regularly made at the time of the disciplinary event, by someone with knowledge of the student's behavior, and are kept in the ordinary course of the District's business.
3. I am familiar with the District's expulsion process generally, and I am also familiar with the facts and circumstances related to the recommendation for expulsion for Michael "Dalton" Bickley, the Plaintiff in the above case.
4. I am attaching to this affidavit as Exhibit B, Mr. Bickley's "Expulsion Packet," which includes all communications to the student and his parents related to the expulsion, the evidence supporting the recommendation for expulsion, and the findings by all of the decision makers in the expulsion process.

5. On March 10, 2017, a "Notice of Suspension and Initiation of Expulsion Procedures" ("Notice") was sent "to the parents of Michael Dalton Bickley, 169 Sandpaper Way Apt. C, Lexington, SC 29072." The Notice was signed by Melissa Rawl, Principal, Lexington High School and cited "Repeated Discipline Violations" as the reason for the recommendation for expulsion. The Notice also stated that the hearing was scheduled to take place before a District Hearing Officer on March 16, 2017 at 9:30 a.m. in the Lexington District One Student Services Office, located at 100 Tarrar Springs Road, Lexington, South Carolina. (Exhibit B, p. 023).
6. On March 16, 2017, Mr. Bickley attended the hearing with his mother, Teena Gibson and his attorney, Elizabeth Hyatt, Esq. The hearing officer was Brian Barrineau. David Seddon, Assistant Principal at Lexington High School, presented the facts supporting the recommendation for expulsion. (Exhibit B, p. 007).
7. The Expulsion packet contains a detailed listing of the disciplinary infractions for which Bickley had been recommended for expulsion. (Exhibit B, p. 009-030). The disciplinary records (Exhibit A) are the source documents for the detailed listing presented at the hearing.
8. Bickley was permitted to address the Hearing Officer, present evidence on his behalf, and question Mr. Seddon.
9. On March 16, 2017, the hearing officer issued his decision in a letter to Ms. Gibson. (Exhibit B, p. 003). The hearing officer determined that the basis for the recommendation for expulsion was substantiated. Instead of expulsion, the hearing officer decided to transfer Bickley to the FOCUS program, which is the District's alternative school, located at the Rosenwald Community Learning Center. Bickley was assigned to the FOCUS program for 30 days. Bickley was notified of his right to appeal the hearing officer's decision to me as the Chief Student Services Officer within five (5) days upon receipt of the notification.

10. Bickley appealed the hearing officer's decision to me. I heard the appeal in my office on March 29, 2017. (My decision letter states that the hearing was on March 16, 2017; this is a typo). Bickley's mother and attorney attended the hearing. Bickley did not attend the appeal hearing. (Exhibit B, p. 001).
11. On April 3, 2017, I sent a letter to Ms. Gibson with my formal written decision. I upheld the Hearing Officer's report and sanctioning recommendations. I also informed Bickley of his right to further appeal my decision to the Chief Operations Officer Jeff Salters within five days from the date of my letter. (Exhibit B, p. 001).
12. Bickley chose not to appeal further.
13. After the appeal to me, Bickley would have had two more levels of appeal at the District level. Thereafter, if he were still dissatisfied with the outcomes, he could have appealed to the Lexington School District One School Board.
14. Bickley was eligible to return to Lexington High School on April 27, 2017. (Exhibit B, p. 001). He did so and completed the school year.
15. For the 2017-2018 school year, Bickley attended River Bluff High School.
16. I am also aware of the incident in the fall of 2015 during which Mr. Bickley was removed from a football game for throwing Skittles candy from the stands at other students. I am aware that he gave false information to school officials and to law enforcement officers. I am aware that he was charged by the Lexington County Sheriff's Department for giving a false name. I am attaching to this affidavit a copy of the LCSD incident report that is in the possession of the District as Exhibit C.
17. The District is not typically involved in LCSD charging decisions. In this case, the District had absolutely nothing to do with the LCSD's decision to bring charges against Bickley.

AFFIANT FURTHER SAYETH NOT!

 1. 
Jeffrey F. Caldwell 9-8-20
Date

SWORN to before me this 8th
day of September __, 2020.


My Commission Expires: February 4, 2026

EXHIBIT “A”



**Lexington High School
2016-2017 Discipline Referral**

Discipline Referral

2016 - 2017

3/16/17

General Information:

Incident date: 3/10/2017

Time of incident: 10:48:00 AM

Student Name: Dalton Bickley

Grade: 9th

Location of Incident: Classroom

Referring By: Cummings

Incident ID Number: 356558

Administrator: David Seddon

Incident Information:

Behavior Incident: Cutting Class-4th offense

Description of Incident: At 3:24, student left class prior to being released at the bell. On Wednesday student and I spoke about the incident, to which he acknowledged wrong-doing. OSS for 2 days and recommendation for expulsion due to repeated school violations.

Consequence Information:

Consequence: Out-of School - Pending Expulsion

Number of Days for the Consequence: 5

Date(s) consequence is to be served by: 3/16/2017

Please talk to your student about his or her behavior in this incident. Thank you for your support in correcting this behavior. If you have any questions/concerns, please contact us at 803.821.3400.

Lexington County School District One does not discriminate on the basis of race, color, religion, national origin, sex, disability or age in admission to, access to, treatment in or employment in its programs and activities.



**Lexington High School
2016-2017 Discipline Referral**

Discipline Referral

2016 - 2017

3/7/17

General Information:

Incident date: 3/7/2017	Time of incident: 1:00:00 PM
Student Name: Dalton Bickley	Grade: 9th
Location of Incident: Classroom	Referring By: Wilkins, R
Incident ID Number: 353905	Administrator: Sherry Walters

Incident Information:

Behavior Incident: Inappropriate Behavior-3rd offense

Description of Incident: Student was sleeping in class. He had been given multiple warnings. Conference with student , gave him an additional ISS-the next offense will result in OSS and expulsion recommendation.

Consequence Information:

Consequence: In-School Suspension

Number of Days for the Consequence: 1

Date(s) consequence is to be served by: 3/16/2017

Please talk to your student about his or her behavior in this incident. Thank you for your support in correcting this behavior. If you have any questions/concerns, please contact us at 803.821.3400.

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**Lexington High School
2016-2017 Discipline Referral**

Discipline Referral

2016 - 2017

2/27/17

General Information:

Incident date: 2/22/2017	Time of incident: 9:46:00 AM
Student Name: Dalton Bickley	Grade: 9th
Location of Incident: Classroom	Referring By: Klar
Incident ID Number: 346478	Administrator: David Seddon

Incident Information:

Behavior Incident: Cutting ILT Class-3rd offense

Description of Incident: Student did not complete 3 days of mandatory ILT in the Math Lab

Consequence Information:

Consequence: Out-of-School Suspension

Number of Days for the Consequence: 1

Date(s) consequence is to be served by: 2/28/2017

Please talk to your student about his or her behavior in this incident. Thank you for your support in correcting this behavior. If you have any questions/concerns, please contact us at 803.821.3400.

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**Lexington High School
2016-2017 Discipline Referral**

Discipline Referral

2016 - 2017

1/20/17

General Information:

Incident date: 1/20/2017

Time of incident: 8:25:00 AM

Student Name: Dalton Bickley

Grade: 9th

Location of Incident: During School Hours

Referring By: Stevenson, J.

Incident ID Number: 323380

Administrator: David Seddon

Incident Information:

Behavior Incident: Tardy-1st set of school

Description of Incident: Tardy-1st set of school-1/13, 1/19, 1/20

Consequence Information:

Consequence: Detention

Number of Days for the Consequence: 1

Date(s) consequence is to be served by: 1/27/2017

Please talk to your student about his or her behavior in this incident. Thank you for your support in correcting this behavior. If you have any questions/concerns, please contact us at 803.821.3400.

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: December 2, 2016

To the parents of: Dalton Bickley

NOTICE OF IN-SCHOOL SUSPENSION

This is to inform you that Dalton Bickley has been assigned In-School Suspension for a period of 1 day(s). The date(s) of suspension is/are December 6, 2016. Dalton Bickley is expected to request his/her work from his/her teachers for the day he/she will be in In-School. Dalton Bickley is expected to work the entire day.

In-School Suspension must be served. Any student that fails to attend In-School on his/her assigned day will be required to attend the next day they return. If a student violates In-School rules, the parent/guardian will be required to pick up the student. The student will receive an Out-of-School Suspension for the day he/she is removed and will be required to serve In-School the next day he/she returns to school.

The reason for this action is that Dalton Bickley cut ILT class on 11/29/16.

Will Verburg
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: December 1, 2016

To the parents of: Dalton Bickley

NOTICE OF AFTER-SCHOOL DETENTION

This is to inform you that Dalton Bickley has been placed in After-School Detention for a period of **2 afternoon(s)**. The detention(s) must be completed by December 13, 2016.

The detention(s) will not be rescheduled without a doctor's excuse.

After-School Detention is held from 3:35-4:20 p.m., Tuesday through Thursday, in room A207. The student must be doing school work for the entire detention. The student is responsible for providing his/her own transportation during the term of the After-School Detention. A suspension will be assigned if the terms of the After-School Detention are not met.

The reason for this action is that Dalton Bickley had the 2nd cell phone violation, had his cell phone out during class time.

After-School Detention must be served by the date listed in the first paragraph.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: December 1, 2016

To the parents of: Dalton Bickley

NOTICE OF OUT-SCHOOL SUSPENSION

This is to inform you that Dalton Bickley will be suspended from school for a period of 1 day(s). The date(s) of suspension is/are **November 30, 2016**. Dalton Bickley is expected to request his/her work from his/her teachers for the day(s) he/she will be suspended.

The reason for this suspension is that Dalton Bickley failed to complete After School Detention by 11/17/16.

If you wish to discuss this matter in person, please call my office and we will be glad to set up an appointment.

You have the right to appeal the suspension to the Principal following a conference

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: November 18, 2016

To the parents of: Dalton Bickley

NOTICE OF AFTER-SCHOOL DETENTION

This is to inform you that Dalton Bickley has been placed in After-School Detention for a period of **2 afternoon(s)**. The detention(s) must be completed by **December 8, 2016**.

The detention(s) will not be rescheduled without a doctor's excuse.

After-School Detention is held from 3:35-4:20 p.m., Tuesday through Thursday, in room A207. The student must be doing school work for the entire detention. The student is responsible for providing his/her own transportation during the term of the After-School Detention. A suspension will be assigned if the terms of the After-School Detention are not met.

The reason for this action is that Dalton Bickley had a minor computer violation, playing games instead of working on assignments.

After-School Detention must be served by the date listed in the first paragraph.

Matt McCormack
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: November 10, 2016

To the parents of: Dalton Bickley

NOTICE OF OUT-SCHOOL SUSPENSION

This is to inform you that Dalton Bickley will be suspended from school for a period of 1 day(s). The date(s) of suspension is/are **November 10, 2016**. Dalton Bickley is expected to request his/her work from his/her teachers for the day(s) he/she will be suspended.

The reason for this suspension is that Dalton Bickley had a detention violation, failed to complete Saturday School on November 5, 2016.

If you wish to discuss this matter in person, please call my office and we will be glad to set up an appointment.

You have the right to appeal the suspension to the Principal following a conference

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: November 7, 2016

To the parents of: Dalton Bickley

NOTICE OF AFTER-SCHOOL DETENTION

This is to inform you that Dalton Bickley has been placed in After-School Detention for a period of **2 afternoon(s)**. The detention(s) must be completed by **November 17, 2016**.

The detention(s) will not be rescheduled without a doctor's excuse.

After-School Detention is held from 3:35-4:20 p.m., Tuesday through Thursday, in room A207. The student must be doing school work for the entire detention. The student is responsible for providing his/her own transportation during the term of the After-School Detention. A suspension will be assigned if the terms of the After-School Detention are not met.

The reason for this action is that Dalton Bickley cut ILT class on 11/7/16.

After-School Detention must be served by the date listed in the first paragraph.

Will Verburg
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: October 28, 2016

To the parents of: Dalton Bickley

NOTICE OF SATURDAY SCHOOL

This is to inform you that Dalton Bickley has been assigned to Saturday Community Service Program on **November 5, 2016**. Dalton Bickley should report to the **LHS Stadium at 7:30 a.m. until 11:00 a.m.** Supervisors will be responsible for transporting your child to the work site area and back to school.

Parents, please read the following rules that apply to this program and sign if you agree for your child to participate.

RULES:

1. Must be on time.
2. Must follow directions and do the work.
3. Must wear long pants.
4. Failure to attend or cooperate with the supervisor will result in suspension out of school.
5. Must follow all safety rules and wear all safety equipment.
6. Student will be asked to do the following: raking, edging, mowing, weeding,

The reason for this disciplinary action is that Dalton Bickley failed to complete after school detention by 10/27/16.

Parent's Signature _____
*This form must be signed and given to the supervisor on Saturday.

Student's Signature _____

Administrator's Signature _____

Completion _____

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: October 19, 2016

To the parents of: Dalton Bickley

NOTICE OF IN-SCHOOL SUSPENSION

This is to inform you that Dalton Bickley has been assigned In-School Suspension for a period of 1 day(s). The date(s) of suspension is/are October 25, 2016. Dalton Bickley is expected to request his/her work from his/her teachers for the day he/she will be in In-School. Dalton Bickley is expected to work the entire day.

In-School Suspension must be served. Any student that fails to attend In-School on his/her assigned day will be required to attend the next day they return. If a student violates In-School rules, the parent/guardian will be required to pick up the student. The student will receive an Out-of-School Suspension for the day he/she is removed and will be required to serve In-School the next day he/she returns to school.

The reason for this action is that Dalton Bickley had the 4th set of school tardies, 10/12, 10/13 & 10/18.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: October 17, 2016

To the parents of: Dalton Bickley

NOTICE OF AFTER-SCHOOL DETENTION

This is to inform you that Dalton Bickley has been placed in After-School Detention for a period of **2 afternoon(s)**. The detention(s) must be completed by **October 27, 2016**.

The detention(s) will not be rescheduled without a doctor's excuse.

After-School Detention is held from 3:35-4:20 p.m., Tuesday through Thursday, in room A207. The student must be doing school work for the entire detention. The student is responsible for providing his/her own transportation during the term of the After-School Detention. A suspension will be assigned if the terms of the After-School Detention are not met.

The reason for this action is that Dalton Bickley displayed inappropriate behavior in the class room.

After-School Detention must be served by the date listed in the first paragraph.

Stephanie Burgess
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: October 21, 2016

To the parents of: Dalton Bickley

NOTICE OF IN-SCHOOL SUSPENSION

This is to inform you that Dalton Bickley has been assigned In-School Suspension for a period of 1 day(s). The date(s) of suspension is/are October 27, 2016. Dalton Bickley is expected to request his/her work from his/her teachers for the day he/she will be in In-School. Dalton Bickley is expected to work the entire day.

In-School Suspension must be served. Any student that fails to attend In-School on his/her assigned day will be required to attend the next day they return. If a student violates In-School rules, the parent/guardian will be required to pick up the student. The student will receive an Out-of-School Suspension for the day he/she is removed and will be required to serve In-School the next day he/she returns to school.

The reason for this action is that Dalton Bickley had a detention violation, failed to complete after school detention by 10/13/16.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: October 17, 2016

To the parents of: Dalton Bickley

NOTICE OF IN-SCHOOL SUSPENSION

This is to inform you that Dalton Bickley has been assigned In-School Suspension for a period of 1 day(s). The date(s) of suspension is/are October 20, 2016. Dalton Bickley is expected to request his/her work from his/her teachers for the day he/she will be in In-School. Dalton Bickley is expected to work the entire day.

In-School Suspension must be served. Any student that fails to attend In-School on his/her assigned day will be required to attend the next day they return. If a student violates In-School rules, the parent/guardian will be required to pick up the student. The student will receive an Out-of-School Suspension for the day he/she is removed and will be required to serve In-School the next day he/she returns to school.

The reason for this action is that Dalton Bickley had his 3rd set of school tardies, 9/23, 10/3 & 10/10.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: September 30, 2016

To the parents of: Dalton Bickley

NOTICE OF IN-SCHOOL SUSPENSION

This is to inform you that Dalton Bickley has been assigned In-School Suspension for a period of 1 day(s). The date(s) of suspension is/are October 6, 2016. Dalton Bickley is expected to request his/her work from his/her teachers for the day he/she will be in In-School. Dalton Bickley is expected to work the entire day.

In-School Suspension must be served. Any student that fails to attend In-School on his/her assigned day will be required to attend the next day they return. If a student violates In-School rules, the parent/guardian will be required to pick up the student. The student will receive an Out-of-School Suspension for the day he/she is removed and will be required to serve In-School the next day he/she returns to school.

The reason for this action is that Dalton Bickley failed to complete After School Detention, 3 days by 9/29/16.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: September 28, 2016

To the parents of: Dalton Bickley

NOTICE OF AFTER-SCHOOL DETENTION

This is to inform you that Dalton Bickley has been placed in After-School Detention for a period of **2 afternoon(s)**. The detention(s) must be completed by **October 11, 2016**.

The detention(s) will not be rescheduled without a doctor's excuse.

After-School Detention is held from 3:35-4:20 p.m., Tuesday through Thursday, in room A207. The student must be doing school work for the entire detention. The student is responsible for providing his/her own transportation during the term of the After-School Detention. A suspension will be assigned if the terms of the After-School Detention are not met.

The reason for this action is that Dalton Bickley had a cell phone violation during class time.

After-School Detention must be served by the date listed in the first paragraph.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: September 23, 2016

To the parents of: Dalton Bickley

NOTICE OF AFTER-SCHOOL DETENTION

This is to inform you that Dalton Bickley has been placed in After-School Detention for a period of 1 **afternoon(s)**. The detention(s) must be completed by September 29, 2016.

The detention(s) will not be rescheduled without a doctor's excuse.

After-School Detention is held from 3:35-4:20 p.m., Tuesday through Thursday, in room A207. The student must be doing school work for the entire detention. The student is responsible for providing his/her own transportation during the term of the After-School Detention. A suspension will be assigned if the terms of the After-School Detention are not met.

The reason for this action is that Dalton Bickley had the 2nd school tardy, 9/8, 9/13, & 9/20.

After-School Detention must be served by the date listed in the first paragraph.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: September 16, 2016

To the parents of: Dalton Bickley

NOTICE OF AFTER-SCHOOL DETENTION

This is to inform you that Dalton Bickley has been placed in After-School Detention for a period of **2 afternoon(s)**. The detention(s) must be completed by **September 29, 2016**.

The detention(s) will not be rescheduled without a doctor's excuse.

After-School Detention is held from 3:35-4:20 p.m., Tuesday through Thursday, in room A207. The student must be doing school work for the entire detention. The student is responsible for providing his/her own transportation during the term of the After-School Detention. A suspension will be assigned if the terms of the After-School Detention are not met.

The reason for this action is that Dalton Bickley displayed inappropriate behavior during class time.

After-School Detention must be served by the date listed in the first paragraph.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: September 1, 2016

To the parents of: Dalton Bickley

NOTICE OF IN-SCHOOL SUSPENSION

This is to inform you that Dalton Bickley has been assigned In-School Suspension for a period of 1 day(s). The date(s) of suspension is/are **September 6, 2016**. Dalton is expected to request his/her work from his/her teachers for the day he/she will be in In-School. Dalton is expected to work the entire day.

In-School Suspension must be served. Any student that fails to attend In-School on his/her assigned day will be required to attend the next day they return. If a student violates In-School rules, the parent/guardian will be required to pick up the student. The student will receive an Out-of-School Suspension for the day he/she is removed and will be required to serve In-School the next day he/she returns to school.

The reason for this action is that Dalton had parking violation on LHS campus.

David Seddon
Assistant Principal
mds

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LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: 821-3400

Date: August 26, 2016

To the parents of: Michael Dalton Bickley

NOTICE OF AFTER-SCHOOL DETENTION

This is to inform you that Michael Dalton Bickley has been placed in After-School Detention for a period of **1 afternoon(s)**. The detention(s) must be completed by **September 8, 2016**.

The detention(s) will not be rescheduled without a doctor's excuse.

After-School Detention is held from 3:35-4:20 p.m., Tuesday through Thursday, in room A207. The student must be doing school work for the entire detention. The student is responsible for providing his/her own transportation during the term of the After-School Detention. A suspension will be assigned if the terms of the After-School Detention are not met.

The reason for this action is that Dalton has three tardies, 8/24, 8/25, & 8/26.

After-School Detention must be served by the date listed in the first paragraph.

David Seddon
Assistant Principal
mds

Lexington County School District One does not discriminate on the basis of race, color, religion, national origin, sex, disability or age in admission to, access to, treatment in or employment in its programs and activities.

EXHIBIT “B”



100 TARRAR SPRINGS ROAD
 PO BOX 1869 • LEXINGTON, SC 29071-1869
 803-821-1000 • FAX: 803-821-1010 • WWW.LEXINGTON1.NET

March 30, 2017

Teena Gibson
 169 Sandlapper Way Apt C
 Lexington, SC 29072

RE: Michael Bickley- Appeal Decision

Dear Teena Gibson:

This letter serves as my written decision following the appeal hearing on behalf of your son, Michael, which was held in my office on March 16, 2017. The reason for the suspension and recommendation for expulsion: **Repeated Discipline Violations**.

After weighing all available information from both the initial and appeal hearings, I am upholding the decision previously rendered by Lexington School District One Hearing Officer, Brian Barrineau, finding Michael to have committed the expellable offense stated above, and determining to place Michael at the FOCUS Program where educational services may be continued. This decision is consistent with School Board Policies JKE and JKE-R, which require expulsion hearings and determinations of offense and penalty for students who are alleged to have violated the student code of conduct. I have considered the facts in support of the noted offense, the factors in mitigation, and the view expressed by your attorney and you that the "penalty does not fit the crime" and that the FOCUS Program is inappropriate for Michael. Since Michael was assigned to FOCUS for 30 days, he will be eligible to return to Lexington High School on April 27, 2017.

You are reminded of your right to appeal my decision to the Chief Operations Officer, Jeff Salters, at 803-821-1211, within five (5) days from the date of this letter of notification. You should advise the Chief Operations Officer's office in writing if you intend to appeal this action. You also have the right to legal counseling during the appeal process. Please indicate in your appeal request if you plan to be represented by counsel.

Sincerely,

A handwritten signature in blue ink that reads 'Jeffrey F. Caldwell'.

Jeffrey F. Caldwell
 Chief Student Services Officer

C Elizabeth Hyatt, Esq. (via email).
 Jeff Salters, Chief Operations Officer



100 TARRAR SPRINGS ROAD
PO BOX 1869 • LEXINGTON, SC 29071-1869
803-821-1000 • FAX: 803-821-1010 • WWW.LEXINGTON1.NET

Melissa Rawl, Principal, Lexington High School
David Seddon, Assistant Principal, Lexington High School
Chris Rabon, Director, FOCUS
David Duff, Esq. (via email)



March 16, 2017

Teena Gibson
 169 Sandlapper Way Apt C
 Lexington, SC 29072

RE: Michael Bickley

To the Parents of Michael Bickley:

This letter is to report the findings of the expulsion hearing convened on **March 16, 2017**, to consider the recommendation of the Lexington High School Administration that your child, Michael Bickley, be expelled from Lexington High School. The reason for the suspension and recommendation for expulsion: **Repeated Discipline Violations.**

From the testimony presented by the Lexington High School Administration, the basis for the recommendation for expulsion was substantiated. However, instead of expulsion, I am transferring Michael to the FOCUS Program, our alternative education program located at the Rosenwald Community Learning Center. **You must contact FOCUS (803-821-1300), immediately to schedule an orientation date and time.** Michael must complete the FOCUS Program before he will be allowed to return to any school in Lexington School District One.

If your child is 16 years old or younger and does not enroll in FOCUS, he will be referred to family court for truancy. If your child is 17 years old or older and does not enroll in FOCUS, he will be expelled from school for the remainder of the 2016-17 school year.

Effective immediately Michael should not be on any property of Lexington High School or Lexington School District One, with the exception of the FOCUS Center, at any time for any purpose. Michael is not to attend any extracurricular activities such as ball games (this includes home games and away games) or dances held for any school in Lexington School District One (on campus or off campus).

You have the right to appeal this action to the Chief Student Services Officer, Jeff Caldwell at 821-1029 within five (5) days upon receipt of this letter of notification. Before any appeal can be heard, your child must be enrolled in the FOCUS Program. You also have the right to legal counseling during the appeal process. You should advise the Chief Student Services Officer's office in writing if you intend to appeal this action. Please indicate in your appeal request if you plan to be represented by counsel.

Sincerely,

A handwritten signature in blue ink that reads 'Brian Barrineau'.

Brian Barrineau, Hearing Officer

bb

COPY TO: Melissa Rawl, Principal, Lexington High School
 David Seddon, Assistant Principal, Lexington High School
 Mr. Chris Rabon, Principal, FOCUS

Summary of Evidence – Michael (Dalton) Bickley
Incident Date – March 10, 2017

Dalton Bickley is a 9th grade student at Lexington High School. He has accumulated 21 referrals during the 2016-2017 school year. On Tuesday, March 7, 2017, Dalton walked out of Mr. Cummins 4th block Art 1 class approximately 1 minute early. Dr. Sherry Walters, Lexington High School Assistant Principal had meet with Dalton earlier in the day on March 7, 2017 at 1:18 p.m. concerning a referral with Dalton sleeping in class and was given multiple warning by the teacher. Dr. Walters wrote on the referral and discussed with Dalton “ISS 3/16/17 – Conferenced with student. Gave an additional ISS – Next offense will result in OSS and Expulsion Recommendation. “ Approximately two hours after meeting with Dr. Walters, Dalton made the decision to cut Mr. Cummins class. This was 4th offense Cutting Class which carries a consequence of 2 days of Out-of-School Suspension. With this incident, Dalton has now had a total of 7 days of In-School Suspension and 5 days of Out-of-School Suspension during the 2016-2017 school year. A recommendation for expulsion is taking place due to Repeated School Violations.

David J. Seddon
Assistant Principal
Lexington High School

LEXINGTON COUNTY SCHOOL DISTRICT ONE

DISCIPLINE RECORD

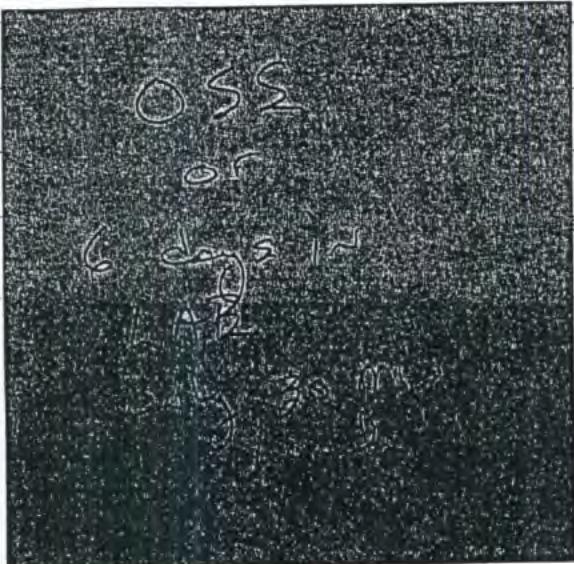
FORM 75-3LEX1

ADVANTAGE FORMS & SYSTEMS, INC. Columbia, SC (803) 765-2890

STUDENT'S NAME		SEX	RACE	SCHOOL	TEL. NO.
Michael "Dalton" Bickley		M <input checked="" type="checkbox"/> F <input type="checkbox"/>	WH <input type="checkbox"/> BLK <input type="checkbox"/> IND <input type="checkbox"/> ORI <input type="checkbox"/> SP <input type="checkbox"/> OTHER <input type="checkbox"/>	LHS	31665
PARENT'S NAME & ADDRESS <i>* this is for skipping a mandatory ILT (not lying)</i>		DATE 11-11-16	TIME ILT	REFERRED BY Maggie Donaldson	
		TEL. NO.	GRADE	HOMEROOM	COURSE English I
O F F E N S E	<p>Dalton is in ILT (mandatory) until he makes up his 6 missing assignments for English I. He has a folder in the English lab for him everyday. Today, he did not attend & told his ILT teacher he was signed out after the video but came back before the video fire drill. Attendance Secretary </p>				
	TEACHER (PRIOR ACTION)	DATE	ADMINISTRATOR says he wasn't signed out.		
A C T T A K O E N N	a) CONF. W/STUDENT b) CALL PARENT c) CONF. W/PARENT d) ASSIGNED R.D. e) GUIDANCE f) OTHER				

BY:

ADMINISTRATOR SIGNATURE



School: Lexington High School Term: 16-17 Quarter 3



Historical Grades

9 Credits

Bickley, Michael Dalton 9 610010014385 State ID: 5412131697 Entry Date: 08/15/2016 LHS

Year/Term	Grd Lvl	Course number	Course	Earned Credit	C2	E1	F1	Q1	Q2	Q3	Q4	S1	S2
16-17 S1	9	411400CW	Algebra 1	1.00	.	66	65	71	58	.	.	.	.
16-17 S1	9	322100CW	Biology 1	1.00	.	81	70	71	63	.	.	.	.
16-17 S1	9	302400CW	English 1	1.00	.	68	68	67	68	.	.	.	.
16-17 S1	9	502000CW	IntegBusApps 1	1.00	.	66	62	64	58	.	.	.	.
15-16 S2	9	411400CW	Algebra 1	0.00	.	71	58	.	.	55	55	.	.
15-16 S2	9	302400CW	English 1	0.00	.	81	60	.	.	55	55	.	.
15-16 Q4	9	340201CH	Health Wellness	0.50	.	40	76	.	.	.	85	.	.
15-16 S1	9	637000CW	Intro to Engineer	1.00	.	55	77	82	82	.	.	.	.
15-16 Q3	9	379905CH	Leadership 21	0.50	.	79	81	.	.	82	.	.	.
15-16 S1	9	344100CW	PE 1	1.00	.	100	84	82	77	.	.	.	.
15-16 S1	9	321100CW	Physical Science	1.00	.	40	73	87	76	.	.	.	.
15-16 S2	9	365100CW	Spanish 1	0.00	.	.	55	.	.	1	1	.	.
15-16 S1	9	331000CW	World Geog	1.00	.	85	76	77	70	.	.	.	.
14-15 S2	8	25218100	Drama	0.00	.	.	68	.	.	67	69	.	68
14-15 S2	8	27018100	I Civics 8th Gr	0.00	.	.	90	.	.	90	89	.	90
14-15 YR	8	20018000	Language Arts	0.00	-	-	84	83	78	94	79	81	87
14-15 S1	8	27018A00	Outdoor Education 8th	0.00	-	-	85	79	90	.	.	85	.
14-15 S1	8	24608200	PE/Health	0.00	-	-	92	91	93	.	.	92	.
14-15 YR	8	23208000	SC/US History	0.00	-	-	79	79	73	77	85	76	81
14-15 YR	8	411408HW	SCCC Alg 1 HN	0.00	89	88	.	72	76	89	75	75	82
14-15 YR	8	22518000	Science, Gr 8	0.00	-	-	81	85	77	77	83	81	80
14-15 YR	8	2650NB00	Spanish	0.00	-	-	5	5	6	4	5	6	5
13-14 S1	7	27017100	I Civics 7th Gr	0.00	-	-	93	98	87	.	.	93	.
13-14 YR	7	20017000	Language Arts	0.00	-	-	92	96	86	90	93	91	92
13-14 YR	7	21107600	Math 7 Pre-algebra	0.00	-	-	86	93	84	85	78	89	82
13-14 S2	7	27017A00	Outdoor Education 7th	0.00	.	.	94	.	.	94	93	.	94
13-14 S2	7	24607200	PE/Health	0.00	.	.	95	.	.	99	90	.	95
13-14 YR	7	22217000	Science, Gr 7	0.00	-	-	93	88	94	93	94	91	94
13-14 YR	7	23107000	Soc. Studies Gr7	0.00	-	-	88	90	87	77	94	89	86
13-14 YR	7	1650NB00	Spanish - Novice B	0.00	-	-	4	5	5	6	4	5	4
13-14 S1	7	28407100	STEM Academy	0.00	.	-	90	85	95	.	.	90	.

Let the record show this is an expulsion hearing being conducted to hear the recommendation that **Michael Bickley** be expelled from Lexington High School. The reason for the suspension and recommendation for expulsion: **Repeated Discipline Violations.**

Michael was suspended from school effective March 10, 2017 and recommended for expulsion. Today is March 16, 2017 the 5th day after the suspension, which is within the limits of Board Policy.

This hearing is being conducted according to Board Policies JKE and JKE-R, which provides for a Hearing Officer to hear expulsion cases on behalf of the District.

Present at the hearing today is David Seddon representing Lexington High School and Teena Gibson with Michael.

Elizabeth Hyatt

At this time I will call upon David Seddon to present the testimony on behalf of Lexington High School.

REMINDER: IF EXPELLED, Michael should not be on any property of Lexington High School or Lexington School District One at any time for any purpose. Michael Bickley is not to attend any extracurricular activities such as ball games (this includes home games and away games) or dances held for any school in Lexington School District One (on campus or off campus).

EXPULSION HEARING INFORMATION FORM**DATE:** March 10, 2017**SCHOOL:** LHS**STUDENT NAME:** Michael Dalton Bickley **BIRTHDATE:** 8/28/2000**GRADE:** 9th**ETHNIC CODE:** White**GENDER:** Male**CLASSIFICATION:** Regular**(EXPLAIN Regular, Special Ed)****PARENT/LEGAL GUARDIAN (Name):** Teena Gibson**Father in Home:****Mother in Home:****ADDRESS:** 169 Sandlapper Way Apt C, Lexington SC 29072**TELEPHONE NUMBER:** 803-920-7034**Notice given to student:** Yes

Check the procedures you have completed, sign and date. Forward this form with all materials needed for the expulsion hearing to the Office for Student Services at least 24 hours prior to the hearing. THE SCHOOL ADMINISTRATOR SHOULD BE PREPARED TO PRESENT ALL EVIDENCE.

Date of the first day of Suspension: March 10, 2017**Manifestation Hearing Date:****Time of Hearing:****Expulsion Hearing Date :** March 16, 2017 **Time of Hearing:** 9:30 am**OFFENSE:** Repeated Discipline Violations**CHARGES FILED:** No**INCIDENT REPORT MADE:****MUST SUBMIT REPORT TO THE OFFICE OF STUDENT SERVICES****COURT ACTION:****Following information included in packet:**

<input checked="" type="checkbox"/> Copy of letter(s) sent to Parents	<input checked="" type="checkbox"/> Teacher information on behavior or effort
<input checked="" type="checkbox"/> Discipline record printout	<input checked="" type="checkbox"/> <u>Picture of Student</u>
<input checked="" type="checkbox"/> Copy of Last Year's Discipline	<input checked="" type="checkbox"/> Copy of complete file for parents
<input checked="" type="checkbox"/> Grade printout/Transcript	<input checked="" type="checkbox"/> Documentation of meetings with student
<input checked="" type="checkbox"/> Attendance printout	<input checked="" type="checkbox"/> Signed statement(s) from witnesses
<input checked="" type="checkbox"/> Evidence (gun, knife, drugs, etc) <u>Picture of weapon for file</u>	
<input checked="" type="checkbox"/> Picture of Student for file	

COLLECT ID BADGE, ID Badge will be returned to student if student is allowed to return to school.

Person completing form: Mandy Smith**David Seddon****SIGNATURE PRINCIPAL****DATE****PRESENTER****DATE**

Expulsion Packet 008

August 2016

MICHAEL "DALTON" BICKLEYDETENTION PROFILE Calendarpedia
Your source for calendars

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
31	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
	1st Day of School					
21	22	23	24	25	26	27
			T * Med	T	T ² 3T = ASD	
28	29	30	31	1	2	3

September 2016

Calendarpedia
Your source for calendars

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
28	29	30	31	1	2	3
				② Parking w/o Permit = ISS *		
4	5	6	7	8	9	10
	Labor Day	② ISS		T 3*		
11	12	13	14	15	16	17
		T ₁ * MED		EXC	③ Inappropriate Behavior = 2 ASD	
18	19	20	21	22	23	24
	MED	T ₂ ④ Tardies = ASD			T ₃ * ⑤ Cell Ph. = 2 ASD	
25	26	27	28	29	30	1
					⑥ Detention Violation x 3 ASD = ISS	

October 2016

Calendarpedia
Your source for calendars

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
25	26	27	28	29	30	1
2	3	4	5	6	7	8
	T ₁					
9	10	11	12	13	14	15
	T ₂ Columbus Day		T ₃	T ₁ ⑦ Tardies = 1SS ⑧ Detention Violation = 1SS ⑨ Disrupting = 2 ASD		
16	17	18	19	20	21	22
		T ₂ * ⑩ Tardies = 1SS		1SS ⑦		
23	24	25	26	27	28	29
				1SS ⑧		
30	31	1	2	10/27	4	5
				⑪ Detention Violation = Saturday School		

10/18 should not be violation
 ⑧ ⑪
 " " " "
 " " " "

5

November 2016

Calendarpedia
Your source for calendars

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
30	31	1	2	3	4	5
6	7	8	9	10	11	12
	(12) Cutting-Skipped ILT = 2 ASD		(13) Detention Violation Failed to Cmp Saturday School 11/5 = OSS	OSS (13)	Veterans Day	
13	14	15	16	17	18	19
		EXC	UNX		(14) Computer = 2 ASD	
20	21	22	23	24	25	26
				Thanksgiving Day		
27	28	29	30	1	2	3
		(15) Detention Violation Failed to Comp. ASD = OSS (16) Cell Phone = 2 ASD	OSS (15)			

December 2016

Calendarpedia
Your source for calendars

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
27	28	29	30	1	2	3
				(17) Cutting Skipped ILT = ISS		
4	5	6	7	8	9	10
		ISS (17)				
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31
Christmas Day	Christmas Day (observed)					

1
17 by
12/1/16

Data provided by the Missouri Department of Education

January 2017

Calendarpedia
Your source for calendars

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3	4	5	6	7
New Year's Day	New Year's Day (observed)					
8	9	10	11	12	13	14
	MED				T	
15	16	17	18	19	20	21
	Martin Luther King Day			T	(18) Tardies = 1 ASD	
22	23	24	25	26	27	28
				MED		
29	30	31	1	2	3	4

1 Detention
in Jan.

February 2017

Calendarpedia
Your source for calendars

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
29	30	31	1	2	3	4
5	6	7	8	9	10	11
			PNT			
12	13	14	15	16	17	18
				MED	XX	
19	20	21	22	23	24	25
	Presidents' Day		(19) Cutting Did Not Finish 3days ILT = OSS -MED- ?	MED	MED	
26	27	28	1	2	3	4
		OSS (19)				

(1) Detention
in Feb.

March 2017

Calendarpedia
Your source for calendars

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
26	27	28	1	2	3	4
5	6	7	8	9	10	11
		<p>20) Sleeping in class *</p> <p>= 1SS</p> <p>21) Cutting *</p> <p>= 2 OSS +</p>				
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	1
	<p>* See End of Feb - out w/ Flu and Bronchitis *</p> <p>* Left Class <u>ONE MINUTE</u> before bell - apologized - told he <u>would not</u> be written up - written up 3 days later.</p>					

School: Lexington High School Term: 16-17 Quarter 3



Student Incident Report

Bickley, Michael Dalton 9 610010014385 State ID: 5412131697 Entry Date: 08/15/2016 LHS

#	Incident	Title	School	Author	Incident Dt	Actions	Behaviors	Objects
1	356558	Cutting Class-4th offense	LHS	Smith, Amanda D	03/10/2017	<ul style="list-style-type: none"> Call to Parents^ <Call to Parents^> Suspension^ <Pending Expulsion^> 5 Days^ 	<ul style="list-style-type: none"> 160 Cutting Class^ 	
At 3:24, student left class prior to being released at the bell. On Wednesday student and I spoke about the incident, to which he acknowledged wrong-doing. OSS for 2 days and recommendation for expulsion due to repeated school violations.								
2	353905	Inappropriate Behavior-3rd offense	LHS	Smith, Amanda D	03/07/2017	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 017 Inappropriate Behavior^ 	
Student was sleeping in class. He had been given multiple warnings. Conference with student, gave him an additional ISS-the next offense will result in OSS and expulsion recommendation.								
3	346478	Cutting ILT Class-3rd offense	LHS	Smith, Amanda D	02/22/2017	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <Out of School (No Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 160 Cutting Class^ 	
Student did not complete 3 days of mandatory ILT in the Math Lab								
4	323380	Tardy-1st set of school	LHS	Smith, Amanda D	01/30/2017	<ul style="list-style-type: none"> Detention^ <After School^> 1 Day^ 	<ul style="list-style-type: none"> 180 Tardy^ 	
Tardy-1st set of school-1/13, 1/19, 1/20								
5	288346	Cutting Class-2nd offense	LHS	Smith, Amanda D	12/01/2016	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 160 Cutting Class^ 	
Cutting Class-2nd offense, Student skipped ILT on 11/29/16, ISS on 12/6/16								
6	285939	Cell Phone Violation-2nd offense	LHS	Smith, Amanda D	11/29/2016	<ul style="list-style-type: none"> Detention^ <After School^> 2 Days^ Letter to Parent^ <Letter to Parent^> 	<ul style="list-style-type: none"> 330 Phone Violation^ 	
Cell Phone Violation-2nd offense, student was using cell phone during class time, 2 ASD by 12/13/16								
7	285918	Detention Violation	LHS	Smith, Amanda D	11/29/2016	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <Out of School (No Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 005 Detention Violation^ 	
Detention Violation, Student failed to complete ASD by 11/17/16 (2days) OSS on 11/30/16								
8	272473	Computer Violation-minor	LHS	Smith, Amanda D	11/18/2016	<ul style="list-style-type: none"> Detention^ <After School^> 2 Days^ Letter to Parent^ <Letter to Parent^> 	<ul style="list-style-type: none"> 220 Computer Violation^ 	
Computer Violation-minor, student playing games instead of working on assignment, 2 ASD by 12/8/16								

#	Incident	Title	School	Author	Incident Dt	Actions	Behaviors	Objects
9	270779	Detention Violation	LHS	Smith, Amanda D	11/09/2016	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <Out of School (No Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 005 Detention Violation^ 	
Detention Violation, failed to complete Saturday School on November 5, 2016. OSS on 11/10/16								
10	270192	Cutting Class	LHS	Smith, Amanda D	11/07/2016	<ul style="list-style-type: none"> Detention^ <After School^> 2 Days^ Letter to Parent^ <Letter to Parent^> 	<ul style="list-style-type: none"> 160 Cutting Class^ 	
Cutting Class, skipped ILT, 1st offense, 2 ASD by 11/17/16								
11	268482	Detention Violation	LHS	Smith, Amanda D	10/27/2016	<ul style="list-style-type: none"> Detention^ <Saturday^> 1 Day^ Letter to Parent^ <Letter to Parent^> 	<ul style="list-style-type: none"> 005 Detention Violation^ 	
Detention Violation, failed to complete 2 ASD by 10/27/16, SS to be served on 11/5/16								
12	266507	Tardies-4th set of School	LHS	Smith, Amanda D	10/18/2016	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 180 Tardy^ 	
Tardies-4th set of School , 10/12, 10/13, 10/18, 1 ISS to be served by 10/25/16								
13	265664	Inappropriate behavior-2nd offense	LHS	Smith, Amanda D	10/13/2016	<ul style="list-style-type: none"> Detention^ <After School^> 2 Days^ Letter to Parent^ <Letter to Parent^> 	<ul style="list-style-type: none"> 017 Inappropriate Behavior^ 	
Student disrupting class by talking during instructions, 2 ASD to be served by 10/27/16								
14	267041	Detention Violation	LHS	Smith, Amanda D	10/13/2016	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 005 Detention Violation^ 	
Detention Violation, failed to complete ASD by 10/13/16, ISS to be served on 10/27/16								
15	265679	Tardy-School 3rd Set	LHS	Smith, Amanda D	10/13/2016	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 180 Tardy^ 	
Tardy-School 3rd Set, 9/23, 10/3, 10/10, 1 ISS to be served on 10/20/16								
16	253508	Detention Violation	LHS	Smith, Amanda D	09/30/2016	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 005 Detention Violation^ 	
Failed to complete ASD (2 days) by 9/29/16, ISS to be served on 10/6/16								
17	249239	Cell Phone Violation-1st offense	LHS	Smith, Amanda D	09/23/2016	<ul style="list-style-type: none"> Detention^ <After School^> 2 Days^ Letter to Parent^ <Letter to Parent^> 	<ul style="list-style-type: none"> 330 Phone Violation^ 	
answering phone on the way to the pep rally, is frequently caught on the cell phone, 2ASD to be served by 10/11/16								
18	244802	Tardy	LHS	Smith, Amanda D	09/20/2016	<ul style="list-style-type: none"> Detention^ <After School^> 1 Day^ Letter to Parent^ <Letter to Parent^> 	<ul style="list-style-type: none"> 180 Tardy^ 	
2nd set of school tardies, 9/8, 9/13, 9/20, 1 ASD to be served by 9/29/16								
19	236121	Inappropriate Behavior-1st offense	LHS	Smith, Amanda D	09/16/2016	<ul style="list-style-type: none"> Detention^ <After School^> 2 Days^ Letter to Parent^ <Letter to Parent^> 	<ul style="list-style-type: none"> 017 Inappropriate Behavior^ 	
Student did not listen to substitute's request (made multiple times) to remain seated, 2 ASD to be served by 9/29/16								
20	231020	Parking violation	LHS	Smith, Amanda D	09/01/2016	<ul style="list-style-type: none"> Letter to Parent^ <Letter to Parent^> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 300 Parking Violation^ 	

#	Incident	Title	School	Author	Incident Dt	Actions	Behaviors	Objects
Parking on campus without a parking permit, 1st offense 1 ISS to serve on 9/6/16								
21	229669	School Tardies	LHS	Smith, Amanda D	08/26/2016	• Call to Parents^<Call to Parents^> • Detention^<After School^> 1 Day^	• 180 Tardy^	
1st set of school tardies, 8/24, 8/25, 8/26, 1 ASD to serve by 09/08/16								
22	222414	Inappropriate Behavior	LHS	Pitts, Cindy	05/26/2016	• Suspension^<In-School (Services Provided)^> 1 Day^	• 017 Inappropriate Behavior^	
Laying on the floor in class instead of working.								
23	187237	Cutting Class	LHS	Pitts, Cindy	04/22/2016	• Suspension^<In-School (Services Provided)^> 1 Day^	• 160 Cutting Class^	
Cut lab on 4/22.								
24	158017	Detention Violation	LHS	Pitts, Cindy	03/24/2016	• Suspension^<In-School (Services Provided)^> 1 Day^	• 005 Detention Violation^	
Failed to serve detention on 3/24.								
25	151285	Tardy	LHS	Pitts, Cindy	03/10/2016	• Detention^<After School^> 1 Day^	• 180 Tardy^	
1st set of tardies to school.								
26	151457	Violation of Class Rules	LHS	Pitts, Cindy	03/09/2016	• Detention^<After School^> 2 Days^	• 030 Violation of Class Rules^	
Eating in class.								
27	147777	Tardy	LHS	Pitts, Cindy	02/08/2016	• Detention^<After School^> 1 Day^	• 180 Tardy^	
1st set of tardies to school.								
28	146471	Detention Violation	LHS	Pitts, Cindy	01/12/2016	• Suspension^<In-School (Services Provided)^> 1 Day^	• 005 Detention Violation^	
Failed to serve detention on 1/7.								
29	145047	Cutting Class	LHS	Pitts, Cindy	12/15/2015	• Suspension^<In-School (Services Provided)^> 1 Day^	• 160 Cutting Class^	
Outside during his ILT.								
30	117594	Cutting Class	LHS	Pitts, Cindy	12/09/2015	• Detention^<After School^> 2 Days^	• 160 Cutting Class^	
Cut 3rd block on 12/1.								
31	117569	Cutting Class	LHS	Pitts, Cindy	12/09/2015	• Detention^<After School^> 2 Days^	• 160 Cutting Class^	
Cut 3rd block on 12/1.								
32	108374	Tardy-2nd set	LTC	Yant, Arlyn	11/18/2015	• Detention^<After School^> 2 Days^	• 180 Tardy^	
second set of tardy, total of six								
33	103815	Refused To Obey	LHS	Pitts, Cindy	09/24/2015	• Suspension^<In-School (Services Provided)^> 1 Day^	• 270 Refusal to Obey/Defiant^	
Failed to get an ID as instructed.								
34	102723	Tardy-1st set	LTC	Yant, Arlyn	09/15/2015	• Detention^<After School^> 1 Day^	• 180 Tardy^	
Tardy to class three times								
35	99829	(M Moore)-Failure to follow directives-ISS 5/28/15	MGMS	Richardson, Patricia A	05/27/2015	• Suspension^<In-School (Services Provided)^> 1 Day^	• 270 Refusal to Obey/Defiant^	
"Each time I made the same request he refused to hand it over to me and stated that he did not know that he could not use the phone in class. I gave him two alternatives, hand the phone to me or I would send him to the discipline office for refusing to hand over the phone. He chose to go to the discipline office. I attempted to contact his mother around 4:15 PM, but she was not available. I left the person answering the phone a message that I would call her in the morning."								

#	Incident	Title	School	Author	Incident Dt	Actions	Behaviors	Objects
36	99827	(J Hamilton)-Cheating-ISS 5/28/15	MGMS	Richardson, Patricia A	05/26/2015	<ul style="list-style-type: none"> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 190 Cheating^ 	
Dalton plagiarized the work.								
37	51036	Fighting/ ISS served on 8/28/13	MGMS	Richardson, Patricia A	08/23/2013	<ul style="list-style-type: none"> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 009 Fighting^ 	
The student was in a physical altercation with another student involving pushing.								
38	43572	Profanity - (Jackson) - ISS (3/22/13) - (Jackson)	MGMS	Lide, Jody Z.	03/20/2013	<ul style="list-style-type: none"> Suspension^ <In-School (Services Provided)^> 1 Day^ 	<ul style="list-style-type: none"> 016 Inappropriate Language^ 	
Dalton, in social studies class, was working on a project in a group with three other students. Dalton made the comment, "get away you faggot, go fuck someone else." Dalton denied making the comment, but a witness heard Dalton. Dalton admitted to making the comment, "damit, shut up." Dean Jackson talked with Dalton and his mother. One (1) day ISS (3/22/13).								
39	42001	Altercation/Confrontation - (Jackson) - Adm. Det. (3/12/13) - (Jackson)	MGMS	Lide, Jody Z.	03/08/2013	<ul style="list-style-type: none"> Detention^ <Other^> Hours (Less than a day)^ 	<ul style="list-style-type: none"> 407 Confrontation/Altercation^ 	
Dalton, while in the media center, had a verbal confrontation with another student. Dalton poked the other student on the neck with his pencil, which, in turn, made the other student retaliate. Dean Jackson talked with Dalton and his mother. One (1) day adm. det. (3/12/13).								
40	37277	Cellphone - (Maguire) - Phone Held 3 Days (1/28-1/30/13) - (Jackson)	MGMS	Lide, Jody Z.	01/25/2013	<ul style="list-style-type: none"> Referral^ <Administration^> 3 Days^ 	<ul style="list-style-type: none"> 330 Phone Violation^ 	
Dalton, as he went to lunch, had his cell phone out and was holding it up showing something on it to other students. Ms. Maguire took the phone and turned it into the discipline office. This is Dalton's 1st phone offense. The phone will be held for three school days (1/28 through 1/30/13). Dalton's phone will be returned to him on Wednesday, 1/30/13, by Ms. Lide, at the end of the school day. Dalton's phone was returned to him Wednesday, 1/30/13, by Ms. Lide.								

You are currently logged into server: LEX1PS04

To whom it may concern,

Dalton was given mandatory ILT because he was not completing all the homework assignments for class. He said he struggled with balancing school and baseball. I gave him mandatory ILT so he could finish homework during ILT and not feel as overwhelmed when he returned home from baseball practice. When given mandatory ILT, he had an average of a 79 in the class. He was not failing, but I wanted him to not fall behind from not practicing (homework) the new material learned in class. He was required to complete three 30-minute sessions in the math lab. Dalton completed 2 of the three sessions, but missed the final session, which caused him to get written up. Dalton is a respectful student and is a good student.

Sincerely,

Haley Klar, math teacher

What's g [REDACTED] number ?



8032062875

Today at 1:17 PM

Hey man do you still have the text of ours talking about when it was your phone that I handed to you and I got wrote up for it man it could save my life



No I don't sorry bro

Well so I can show my mom again isn't it true that you dropped your phone and I just picked it up to give back to you

And it wasn't my phone

Yea I dropped my phone and you

LEXINGTON HIGH SCHOOL

2463 Augusta Highway
Lexington, SC 29072
Phone: (803) 821-3400

March 10, 2017

TO THE PARENTS OF: Michael Dalton Bickley
169 Sandlapper Way Apt C
Lexington, SC 29072

Dear Parent: Michael Dalton Bickley

NOTICE OF SUSPENSIONS AND INITIATION OF EXPULSION PROCEDURES

It is to inform you that Michael Dalton Bickley has been suspended from **Lexington High School** effective March 10, 2017 and that I am recommending to the District Hearing Officer that Michael Dalton Bickley be expelled from **Lexington High School**. The reason for the suspension and recommendation for expulsion is as follows:

Repeated Discipline Violations

The suspension will remain in effect during the time of the expulsion procedures. A hearing before the District Hearing Officer has been scheduled for March 16, 2017 at 9:30 am in the Lexington School District One Student Services Office located at 100 Tarr Springs Road, Lexington, South Carolina.

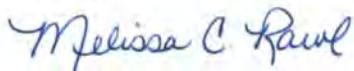
A description of the hearing procedures adopted by the school board is enclosed for your information. I am also enclosing a written summary of the evidence against your student. In advance of the hearing, you have the right to request a copy of the full expulsion information packet that will include all information that will be presented at the hearing. If requested, this packet will be made available to you twenty-four (24) hours in advance of the scheduled hearing.

Before an expulsion can be invoked, the above named student has a right to a hearing. If, however, you and the student do not wish to attend the hearing, you and the student should sign and return to me the enclosed Notice of Waiver within twenty-four (24) hours of the scheduled hearing. In that case the hearing officer will decide the case with the information presented by the school. If no notification is received, the hearing scheduled will be observed.

At the hearing, you will have the right to legal counsel and to all other legal rights including the right to question all witnesses presented. You should notify my office within twenty-four (24) hours of the scheduled hearing whether you intend to come to the hearing represented by counsel. Failure to give notification may result in postponement of the hearing.

You will be notified of all decisions of the District Hearing Officer by letter.

Sincerely,



Melissa Rawl
Principal

mds

Enclosures: Conduct of the Hearing
Notice of Waiver
Summary of Evidence

EXPULSION HEARING INFORMATION FORM

DATE: March 10, 2017

SCHOOL: LHS

STUDENT NAME: Michael Dalton Bickley BIRTHDATE: 8/28/2000

GRADE: 9th

ETHNIC CODE: White

GENDER: Male

CLASSIFICATION: Regular

(EXPLAIN Regular, Special Ed)

PARENT/LEGAL GUARDIAN (Name): Teena Gibson

Father in Home:

Mother in Home:

ADDRESS: 169 Sandlapper Way Apt C, Lexington SC 29072

TELEPHONE NUMBER: 803-920-7034

Notice given to student: Yes

Check the procedures you have completed, sign and date. Forward this form with all materials needed for the expulsion hearing to the Office for Student Services at least 24 hours prior to the hearing. **THE SCHOOL ADMINISTRATOR SHOULD BE PREPARED TO PRESENT ALL EVIDENCE.**

Date of the first day of Suspension: March 10, 2017

Manifestation Hearing Date:

Time of Hearing:

Expulsion Hearing Date : March 16, 2017

Time of Hearing: 9:30 am

OFFENSE: Repeated Discipline Violations

CHARGES FILED: No

INCIDENT REPORT MADE:

MUST SUBMIT REPORT TO THE OFFICE OF STUDENT SERVICES

COURT ACTION:

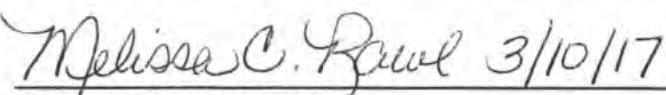
Following information included in packet:

<input checked="" type="checkbox"/> Copy of letter(s) sent to Parents	<input checked="" type="checkbox"/> Teacher information on behavior or effort
<input checked="" type="checkbox"/> Discipline record printout	<input checked="" type="checkbox"/> Picture of Student
<input checked="" type="checkbox"/> Copy of Last Year's Discipline	<input checked="" type="checkbox"/> Copy of complete file for parents
<input checked="" type="checkbox"/> Grade printout/Transcript	<input checked="" type="checkbox"/> Documentation of meetings with student
<input checked="" type="checkbox"/> Attendance printout	<input checked="" type="checkbox"/> Signed statement(s) from witnesses
<input checked="" type="checkbox"/> Evidence (gun, knife, drugs, etc) Picture of weapon for file	
<input checked="" type="checkbox"/> Picture of Student for file	

COLLECT ID BADGE, ID Badge will be returned to student if student is allowed to return to school.

Person completing form: Mandy Smith

David Seddon



SIGNATURE PRINCIPAL

DATE



PRESENTER

Expulsion Packet 024

LEXINGTON HIGH SCHOOL

PROGRESS REPORT FOR DISCIPLINE INFORMATION

DATE: March 10, 2017

TEACHER: Mrs. Klar

SUBJECT: Intermediate Algebra

STUDENT: Dalton Bickley

GRADES: 76

CLASSROOM BEHAVIOR: Student is not always prepared for class. Does not complete majority of homework and does not take majority of the notes. Dalton is respectful to teachers and peers.

Have you ever sent the student to the office for discipline? Yes. He did not complete mandatory ILT.

HOMEWORK: Does student do assigned work? Usually not.

ATTENDANCE: Absences from your class 6

Additional comments or suggestions 

LEXINGTON HIGH SCHOOL

PROGRESS REPORT FOR DISCIPLINE INFORMATION

DATE: 3/10/17

TEACHER: McGrady

SUBJECT: English II Seminar

STUDENT: Dalton Bickley

GRADES: Current grade: 83/B

CLASSROOM BEHAVIOR: Dalton is always well-behaved and respectful in class. I have never had any discipline issues with him. He does most of his work, participates, and is engaged daily.

Have you ever sent the student to the office for discipline? No.

HOMEWORK: Does student do assigned work? For the most part. Dalton does his summative assessments, but lately he has not been completing his formative work. Also, his last summative was only partially completed.

ATTENDANCE: Absences from your class 1/17 (UNX) 1/27 (UNX) 2/6 (UNX) 2/22 (MED) 2/23 (ME 2/24 (MED) 2/28 (OSS)

Additional comments or suggestions I thoroughly enjoy having Dalton in my class, but lately his work has been suffering for some reason. The quality has declined, and he has stopped turning in many of his formatives.

LEXINGTON HIGH SCHOOL

PROGRESS REPORT FOR DISCIPLINE INFORMATION

DATE: 3/10/2017

TEACHER: Daniel Cummins

SUBJECT: Art

STUDENT: Michael "Dalton" Bickley

GRADES: (D) 67%

CLASSROOM BEHAVIOR: Dalton tends to be respectful of other students while they are working, and at times participates in class discussion.

Have you ever sent the student to the office for discipline? No, I have had conversations with him after class.

HOMEWORK: Does student do assigned work? (As Visual Art is a studio class, Class work/drawing exercises would be the closest thing to homework.)

Dalton has not shown adequate effort in this area. Often class work is quickly done without focus on subject matter, and without adhering to the assignment parameters.

ATTENDANCE: Absences from your class 1

Additional comments or suggestions Dalton shows some interest in the idea of Art Making, but currently lacks the self-motivation to practice and improve in making Art. With constant pressure via one-on-ones, Dalton can complete assignments, however I fail to see effort being put forth on Dalton's part to improve.

LEXINGTON HIGH SCHOOL

PROGRESS REPORT FOR DISCIPLINE INFORMATION

DATE: 03/14/17

TEACHER: Wilkins

SUBJECT: Spanish I

STUDENT: Michael Dalton Bickley
proficiency score is 7. Likely to have an "8" (A) by end of course.

GRADES: B+ to A Range. Current

CLASSROOM BEHAVIOR:

Student makes an effort to communicate in Spanish with teacher and peers. Communicates well in Spanish with less proficient peers, and this is beneficial for the whole class. When Dalton is off task, rarely do we need more than a reminder of responsibilities.

Have you ever sent the student to the office for discipline?

Yes, once, on 03/07/17 for "Sleeping in class (multiple warnings)."

HOMEWORK: Does student do assigned work?

Yes.

ATTENDANCE: Absences from your class

01/09 – MED, 02/08 – PNT, 02/16 – MED, 02/22 – MED, 02/23 – MED, 02/24 – MED, 02/28 – OSS, 03/10 – OSS, 03/13 – OSS.

Additional comments or suggestions

Professional assessment: Dalton does well in Spanish. He is on track to have a B+ or an A by end of the course. He does well in interpersonal conversation when most students are reticent to speak. This is the most difficult activity type for beginners because it creates anxiety and other affective issues. Dalton does not get too anxious to speak, and that's a benefit to my class.

School: Lexington High School Term: 16-17 Quarter 3



Quick Lookup

Bickley, Michael Dalton 9 610010014385 State ID: 5412131697 Entry Date: 08/15/2016 LHS

Exp	Attendance By Class												Absences		Tardies				
	Last Week				This Week				Course	Q1	Q2	S1	Q3	Q4	S2	Q3	16-17	Q3	16-17
	M	T	W	H	F	M	T	W											
1a-1c(A-E)					OSS	OSS	OSS		English 2 McGrady, Jeremy Scott - Rm: L D102			68	--	--	10	11	5	5	
2a-2c(A-E)					OSS	OSS	OSS		ILT Turner, Sonya Weathers - Rm: L F215			--	--	--	9	10	0	0	
Ma-Mc(A-E)					OSS	OSS	OSS	OSS	Intmd Alg Klar, Haley Rae - Rm: L F208			76	--	--	10	11	0	0	
3a-3c(A-E)					OSS	OSS	OSS	OSS	Spanish 1 Wilkins, John Russell - Rm: L F108			--	--	--	11	12	0	0	
4a-4c(A-E)	PNT	OSS	OSS	OSS	OSS				Art 1 Cummins, Daniel - Rm: L C101			66	--	--	12	13	0	0	
HR(A-E)					OSS	OSS	OSS		Homeroom 9th Blackburn, Jason Dean - Rm: L F113			--	--	--	7	12	0	0	
												Attendance Totals	59	69	5	5			

Current SCDE 2016 Unweighted GPA GPA (Q3): 1.041

Show dropped classes also

Attendance By Day												Absences		Tardies	
Last Week					This Week					Absences		Tardies			
M	T	W	H	F	M	T	W	H	F	Q3	YTD	Q3	YTD		
					OSS	OSS	OSS	OSS		7	12	8	30		
Attendance Totals										7	12	8	30		

- Abdominal or stomach pain (severe)
- attempts at suicide or thoughts of suicide (usually stops after medicine is stopped)
- back pain
- bleeding or inflammation of the gums
- blurred vision or other changes in vision
- changes in behavior
- decreased vision after sunset or before sunrise (sudden or may continue after medicine is stopped)
- diarrhea (severe)
- headache (severe or continuing)
- mental depression
- nausea and vomiting
- pain or tenderness of the eyes

EXHIBIT “C”

3/27/2017

Lexington County School District One Mail - Fwd: DB



David Seddon <dseddon@lexington1.net>

Fwd: DB

2 messages

Melissa Rawl <mrawl@lexington1.net>
To: David Seddon <DSeddon@lexington1.net>

Sun, Nov 8, 2015 at 2:43 PM

Sent from my iPhone

Begin forwarded message:

From: Jacob Smith <jsmith@lexington1.net>
Date: November 8, 2015 at 1:46:21 PM EST
To: Sherry Walters <swalters@lexington1.net>, Melissa Rawl <MRawl@lexington1.net>
Cc: RBHSAdministrators <rbhsadministrators@lexington1.net>
Subject: DB

Melissa and Sherry,

M. Dalton Bickley was removed from the River Bluff game Friday for throwing skittles at the homecoming car as it drove on the game field. He was witnessed by RB PE teacher Kelly Snipes. When he was questioned, he lied to me and the officers on duty. He told us he was a student at Chapin and his name was Dalton Ball. He was also extremely rude and disrespectful as he was questioned. He caused a disruptive scene in the student section and at the main gate. He was a previous student at MGM. Other students identified him.

Thanks,

Jacob

—
Jacob Smith III
Assistant Principal
River Bluff High School
320 Corley Mill Road
Lexington, SC 29072
Office – 803.821.0705
Fax – 803.821-0703
<http://rbhs.lexington1.net:8044/>

Melissa Rawl <mrawl@lexington1.net>
To: David Seddon <DSeddon@lexington1.net>

Sun, Nov 8, 2015 at 2:45 PM

We'll discuss Monday morning.

Sent from my iPhone
[Quoted text hidden]

3/27/2017

Lexington County School District One Mail - Incident

**David Seddon** <dseddon@lexington1.net>**Incident**

1 message

David Seddon <dseddon@lexington1.net>

To: jsmith@lexington1.net

Mon, Nov 9, 2015 at 12:24 PM

Jacob,

We met with Dalton Bickley this morning. I just wanted to fill you in on a few things. Please call me on my cell 803-719-6107.

--
David J. Seddon
Assistant Principal
Lexington High School
2463 Augusta Highway
Lexington, SC 29072
803-821-3408

3/27/2017

Lexington County School District One Mail - Fwd: FW: Report



David Seddon <dseddon@lexington1.net>

Fwd: FW: Report

1 message

Lonnie McElwain <lmcelwain@lexington1.net>

Tue, Nov 10, 2015 at 8:52 AM

To: David Seddon <dseddon@lexington1.net>, Luke Clamp <lclamp@lexington1.net>, Jacob Smith <jsmith@lexington1.net>

Incident report on Michael Dalton Bickley.

Lonnie McElwain
SRO River Bluff High School
Office: 821-0923



Sergeant D. W. Swinson
Lexington County Sheriff's Department
North Region Community Services

wswinson@lcsd.sc.gov

(803) 732-0536 / (803) 200-8424



**INCIDENT/INVESTIGATION
REPORT**

Agency Name	Lexington County Sheriff's Department
ORI	SC0320000

Case#	15-021756
Date / Time Reported	11/09/2015 10:2 Mo
Last Known Secure	11/06/2015 09:0 Fri
At Found	11/09/2015 00:0 Mo

Location of Incident	320 Corley Mill Rd, Lexington SC 29072-
----------------------	---

Premise Type	School-	Zone/Tract
		N3

#1	Crime Incident(s) All Other Offenses 90Z	(Co)	Weapon / Tools	Activity		
			Entry	Exit	Security	
#2	Crime Incident	()	Weapon / Tools	Activity		
			Entry	Exit	Security	
#3	Crime Incident	()	Weapon / Tools	Activity		
			Entry	Exit	Security	

MO

# of Victims	1	Type: SOCIETY/PUBLIC	Injury:							
VI	Victim/Business Name (Last, First, Middle) State Of South Carolina			Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
				1,	Age					
VI	Home Address							Home Phone		
VI	Employer Name/Address							Business Phone	Mobile Phone	
VI	VYR	Make	Model	Style	Color	Lic/Lis	VIN			

CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)												
Type: Injury:												
O	Code	Name (Last, First, Middle)			Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status	
T					Age							
H	Home Address							Home Phone				
E	Employer Name/Address							Business Phone	Mobile Phone			
R	Type: Injury:											
S	Code	Name (Last, First, Middle)			Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status	
I					Age							
N	Home Address							Home Phone				
V	Employer Name/Address							Business Phone	Mobile Phone			
O	Type: Injury:											
L	Code	Name (Last, First, Middle)			Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status	
V					Age							
E	Home Address							Home Phone				
D	Employer Name/Address							Business Phone	Mobile Phone			

1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown
("OJ" = Recovered for Other Jurisdiction)

VI	Code	Status	Frm/Tc	Value	OJ	QTY	Property Description		Make/Model	Serial Number	
P											
R											
O											
P											
E											
R											
T											
Y											

Officer/ID# MCELWAIN, L. D. (SRO, NORR) (E72266)

Invest ID# (0)	Supervisor	SWINSON, D. W. (COMS, NORR)
Status Complainant Signature	Case Status	Case Disposition:
	Active	11/09/2015

INCIDENT/INVESTIGATION REPORT

By: SWINSONW,

11/09/2015 15:48

Lexington County Sheriff's Department

Page 2

Case# 15-021756

Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown

Assisting Officers

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Lexington County Sheriff's Department

Page 2

Narr. (cont.) OCA: 15-021756

NARRATIVE

REPORTING OFFICER NARRATIVE

Lexington County Sheriff's Department

OCA
15-021756

Victim <i>Society</i>	Offense <i>ALL OTHER OFFENSES</i>	Date / Time Reported <i>Mon 11/09/2015</i>
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THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

On November 6, 2015 at 320 Corley Mill Road Lexington, SC in Lexington County during a football game occurring at the River Bluff High School stadium a student was ordered to leave the stadium per school official because of an incident of throwing items.

While escorting the student out of the home side of the stadium, I asked the students his name and he replied "Dalton Ball". I made sure that I had the corrected spelling and showed him the name I written down on my notebook. Dalton said yes and I asked for his date of birth, which was given to me as September 28, 2000. I asked for a phone number for a parent and Dalton gave me Mike Ball 803-920-7894. I asked Dalton what school did he attend and he announced that he was from Chapin High School. Dalton asked why he was being escorted out. Detective Marthers told him because he was throwing objects. Dalton responded that he never did throw any of the Skittles candy. I asked Dalton if he could contact his mother or father to have him picked up. Dalton explained that he was with another student and his phone was dead. The other student, Andrew Murton, was close by and promised to take Dalton out of the stadium. As we were about to continue escorting Dalton to the home gate exit, Dalton pulled his phone out trying to call his mother. When he was asked by Sergeant Busby why did you lie to us about your phone. Dalton showed us that his phone had only 1% battery life left and he was trying to make the call. Dalton ended up using Andrew's phone in calling his mother to come pick him up.

Detective Marthers, Sergeant Busby, and myself help to escort Dalton and Andrew to the home gate. SRO Catoe was contacted to confirm that Dalton was one of his students and he stated that he doesn't know of any student by that name. Detective Marthers looked at the South Carolina Driver Motor Vehicle online to see if Dalton's identifiers match any on the website with negative results. SRO Reed was contacted to see if Dalton was one of his students. SRO Reed confirmed that he had no student by that name as well. I confronted Dalton again to see if he was telling me the truth about his name and where he goes to school. Dalton again informed me that he was Dalton Ball from Chapin High School.

Dalton was asked by Jacob Smith, school administrator, and Brant Glover, school administrator, what his name was. Dalton reluctantly gave his name as Dalton Ball from Chapin High School. Dalton's demeanor toward the school administrators was very disrespectful and was not forth coming on trying to give answers to his questions as well. Again at that time I asked Dalton to be honest about his name and about the incident that occurred. Dalton kept to his story of being Dalton Ball from Chapin High School. After all the answers to Jacob's question were answered, Dalton and Andrew were given permission to leave campus. It wasn't until later that another administrator's boys told them Dalton's real name: Michael Dalton Bickley and that he was a student at Lexington High School.

On November 9, 2015 Jacob Smith sent a email to Principal Melissa Rawl at Lexington High School about the incident at River Bluff High School. Melissa told Jacob that they will handle the school discipline. I made contact with SRO Reed and asked him to see if Dalton will tell the truth this time about his name and the incident. SRO Reed called me back and stated that Dalton told them that he gave the school administration and law enforcement his correct name as Dalton Bickley. I directed SRO Reed to have Dalton's mother be contacted to come to Lexington High School.

I went to Lexington High School and met with Teena Gibson, Dalton's mother in David Seddon's office

REPORTING OFFICER NARRATIVE

Lexington County Sheriff's Department

OCA
15-021756
Date / Time Reported
Mon 11/09/2015

Victim

Society

Offense

ALL OTHER OFFENSES

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along with SRO Reed. I informed Teena that I was here to charge Dalton with False Information to a Police Officer. I stated to Teena that Dalton was given several opportunities to tell the truth and be honest about given his identifiers to school administration and law enforcement including the time today. Dalton came into the office and I asked him again what identifiers did he give me on Friday night. Dalton responded: Dalton Ball 09/28/2000 a student at Chapin High School. Teena also said that Dalton has no father that participates in his life. I advised Dalton that he was being charged with False Information to a Police Officer. I released Dalton upon Teena's signature on the Juvenile Custodial Release Form. I explained the family court process toward Teena and Dalton. Teena wanted to continue this incident in family court and not the Juvenile Arbitration Program.

Dalton was discipline according to Lexington District One school's policies and procedures. A copy of this report will be sent to Department of Juvenile Justice and the solicitor's office.

Incident Report Suspect List

Lexington County Sheriff's Department

OCA: 15-021756

1	Name (Last, First, Middle) BICKLEY, MICHAEL DALTON						Also Known As				Home Address 103 HIGH RD LEXINGTON, SC 29072 803-920-7034	
	Business Address											
DOB. 08/28/200	Age 15	Race W	Sex M	Eth N	Hgt 509	Wgt 150	Hair BR	Eye BR	Skin FA	Driver's License / State. 104054914 SC		
Scars, Marks, Tattoos, or other distinguishing features												
Reported Suspect Detail		Suspect Age			Race	Sex	Eth	Height		Weight		SSN
Weapon, Type	Feature	Make		Model			Color		Caliber	Dir of Travel Mode of Travel		
VehYr/Make/Model			Drs	Style		Color		Lic/St			VIN	
Notes						Physical Char						